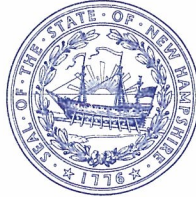


THE STATE OF NEW HAMPSHIRE

CHAIRMAN
Amy L. Ignatius

COMMISSIONERS
Michael D. Harrington
Robert R. Scott

EXECUTIVE DIRECTOR
Debra A. Howland



PUBLIC UTILITIES COMMISSION
21 S. Fruit Street, Suite 10
Concord, N.H. 03301-2429

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Website:
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December 12, 2013

NHPUC 12DEC13PM1:38

HAND DELIVERED

Ms. Debra A. Howland
Executive Director
New Hampshire Public Utilities Commission
21 S. Fruit Street, Ste. 10
Concord, NH 03301

Re: IR 13-233 Hearing Examiner's/Mediator's Report (Dispute Between PNE Energy Supply, LLC and Public Service Company of New Hampshire)

Dear Ms. Howland:

I, as directed by the Commission in a secretarial letter dated November 12, 2013, hereby file this letter as the Hearing Examiner's/Mediator's Report regarding my mediation of the dispute between PNE Energy Supply, LLC (PNE) and Public Service Company of New Hampshire (PSNH).

PNE and PSNH participated in the mediation, as scheduled by the Commission, on December 11, 2013. PNE and PSNH did not reach a settlement of this dispute through their participation in the mediation process. The mediation was conducted pursuant to the terms of N.H. Code Admin. Rules Puc 203.20, and a Mediation Agreement of Conduct and Confidentiality (Mediation Agreement) entered into by PNE, PSNH, and myself, which is attached to this letter. As specified in point (2) of the Mediation Agreement, my further participation as Staff Attorney in this dispute docketed in Docket No. IR 13-233 was terminated as of the conclusion of the mediation session on December 11, 2013. Therefore, the Commission should assign a substitute Staff Attorney as Staff counsel for this matter.

Sincerely,

A handwritten signature in blue ink that reads "Alexander F. Speidel".

Alexander F. Speidel
Hearings Examiner

cc: Service List (ELECTRONICALLY)
Attachment

STATE OF NEW HAMPSHIRE
PUBLIC UTILITIES COMMISSION

In re: IR 13-233 PNE ENERGY SUPPLY, LLC v. PUBLIC SERVICE COMPANY OF
NEW HAMPSHIRE

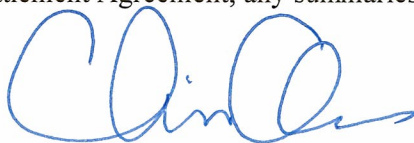
MEDIATION AGREEMENT OF CONDUCT AND CONFIDENTIALITY

By participating in this process, I acknowledge that:

- 1) I am participating in mediation in good faith. I affirm my willingness to speak honestly and disclose information important to bringing this matter to a fruitful outcome.
- 2) I understand that the mediator is an impartial person whose role is to help us have a productive conversation about the matter that brought us here today and to help us decide how and on what terms we might resolve this matter. The mediator will not counsel, give advice about or make decisions regarding the outcome or resolution of this dispute.
- 3) I understand that the mediator is not providing me with legal advice or counseling services.
- 4) I understand that I, and all other participants in this process, including the mediator, shall hold confidential the written and oral communications relating to this mediation, and shall not disclose the contents of such discussions to third parties or seek to introduce them into evidence, pursuant to the terms of N.H. Code Admin. Rules Puc 203.20.
- 5) I understand that I will not be able to subpoena the mediator as a witness in, or request the mediator's records for, any court, legal or administrative proceeding arising from the mediation, including any further proceeding before the New Hampshire Public Utilities Commission in Docket No. IR 13-233.
- 6) I acknowledge that any Settlement Agreement generated by the mediation shall be a record of the parties' mutually acceptable understanding of the issues discussed. Further, I acknowledge that the mediator shall give no opinion regarding the legal implications of this Agreement of Conduct and Confidentiality, any Settlement Agreement, any summaries of the parties' discussion, or any resolution that is reached.

12/11/13

Date



Christopher Cole

On Behalf of PNE Energy Supply, LLC

12/11/13

Date



Matthew Fossum

On Behalf of Public Service Company of New Hampshire

12/11/13

Date



Alexander F. Speidel, Esq.
Hearings Examiner, NHPUC - Mediator